

STATE OF NORTH CAROLINA  
COUNTY OF CUMBERLAND

IN THE OFFICE OF  
ADMINISTRATIVE HEARINGS  
15 EDC 07025

<p>█ by and through his mother █ Petitioner,</p> <p>v.</p> <p>Cumberland County Schools Board Of Education Respondent.</p>	<p><b>ORDER AMENDING ORDER, ENTERED ON JUNE 1, 2016, DISMISSING THIS CASE PURSUANT TO N.C. R. Civ. P. 41(b)</b></p>
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Pursuant to 26 NCAC 3.0129, for the purpose of correcting a clerical error, IT IS  
HEREBY ORDERED that the above-captioned Order is amended as follows:

**NOTICE**

In accordance with the Individuals with Disabilities Education Act and North Carolina's Education of Children with Disabilities laws, the parties have appeal rights regarding this dismissal.

Under North Carolina's Education of Children with Disabilities laws (N.C.G.S. §§ 115C-106.1 et seq.) and particularly N.C.G.S. § 115C-109.9, "any party aggrieved by the findings and decision of a hearing officer under G.S. 115C-109.6 or G.S. 115C-109.8 may appeal the findings and decision within 30 days after receipt of notice of the decision by filing a written notice of appeal with the person designated by the State Board under G.S. 115C-107.2(b)(9) to receive notices. The State Board, through the Exceptional Children Division, shall appoint a Review Officer from a pool of review officers approved by the State Board of Education. The Review Officer shall conduct an impartial review of the findings and decision appealed under this section."

Inquiries regarding further notices, time lines, and other particulars should be directed to the Exceptional Children Division of the North Carolina Department of Public Instruction, Raleigh, North Carolina prior to the required close of the appeal filing period.

This the 2nd day of June, 2016.

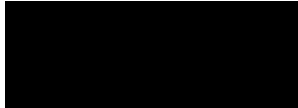


Selina M Brooks

## Administrative Law Judge

## CERTIFICATE OF SERVICE

The undersigned certifies that, on the date shown below, the Office of Administrative Hearings sent the foregoing document to the persons named below at the addresses shown below, by electronic service as defined in 26 NCAC 03 .0501(4), or by placing a copy thereof, enclosed in a wrapper addressed to the person to be served, into an official depository of the United States Postal Service:



Parent

James G Middlebrooks  
Attorney At Law  
6715 Fairview Road Suite C  
Charlotte NC 28210  
Attorney For Respondent

Bill Elvey  
NC Department of Public Instruction  
due\_process@dpi.nc.gov  
Affiliated Agency

This the 2nd day of June, 2016.

A handwritten signature in blue ink that reads "Susan M. Beasley".

Susan M Beasley  
Paralegal  
N. C. Office of Administrative Hearings  
6714 Mail Service Center  
Raleigh NC 27699-6700  
Phone: 919-431-3000